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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

# IN RE: CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION

Master File No. 4:07-cv-5944-JST

MDL No. 1917

## NOTICE OF APPEAL

### This Document Relates to:

## All Indirect-Purchaser Act

## All Indirect-Purchaser Actions

**NOTICE OF APPEAL**

1 Notice is hereby given that Jeff Speaect (SD), Gloria A. Comeaux (NV), Valerie G. Deick  
 2 (NV), Eric R. Coggins (AZ), Dale B. McKenzie (CA), Heather J. Gordon (FL), Miguel A. Albarran  
 3 (FL), David N. Watson (MI), Craig A. Schuler (NE), Mary J. Baucom (NM), Brendan C. McCann  
 4 (NY), Dennis S. Cornett (TN), Lisa L. Butterbrodt (WI), and Jessica M. McIntyre (VT) appeal to  
 5 the United States Court of Appeals for the Ninth Circuit from (1) the Final Judgment of Dismissal  
 6 with Prejudice as to the Philips, Panasonic, Hitachi, Toshiba, Samsung SDI, Thomson and TDA  
 7 Defendants, entered on July 29, 2020 (Dkt. 5804) and (2) the underlying Order granting Final  
 8 Approval of amended settlements, which was entered on July 13, 2020 (Dkt. 5786).

9 The appeal of the July 29, 2020 Judgment presents for review all earlier, now merged  
 10 and/or interlocutory orders and judgments, including, but not limited to, (1) the Order granting  
 11 Preliminary Approval of the amended settlements, entered on March 11, 2020 (Dkt. 5695), (2) the  
 12 Order Granting Final Approval of Indirect Purchaser Settlements, entered on July 7, 2016 (Doc.  
 13 No. 4712), (3) the Judgment of Dismissal with Prejudice as to the Philips, Panasonic, Hitachi,  
 14 Toshiba, Samsung SDI, Thomson and TDA Defendants, entered on July 14, 2016 (Dkt. 4717), (4)  
 15 the Order on Attorneys' Fees, Expenses and Incentive Awards Re: Indirect Purchaser Plaintiff  
 16 Settlements, entered on August 3, 2016 (Doc. No. 4740), and (5) the Order refusing to entertain  
 17 any motion to vacate prior settlement in accordance with the Ninth Circuit's remand order and  
 18 mandate (Case No. 16-16373, Dkt. 252-53), which was entered on October 18, 2019 (Dkt. 5632).

19 The foregoing district court orders are attached hereto respectively as Exhibits A (Dkt.  
 20 5804), B (Dkt. 5786), C (Dkt. 5695), D (Dkt. 4712), E (Dkt. 4717), F (Dkt. 4740), and G (Dkt.  
 21 5632).

22 This appeal should be assigned to the same panel that previously decided *In re Cathode*  
 23 *Ray Tube (CRT) Antitrust Litig.*, Case No. 16-16368 consolidated with, *inter alia*, Appeal Numbers  
 24 16-373, 16-399 and 16-16400. In its order remanding the proceeding to the district court in that  
 25 earlier appeal, the Court ordered that “[t]he current panel will retain responsibility for future  
 26 appeals in this case.” See *In re Cathode Ray Tube (CRT) Antitrust Litig.*, 753 Fed. Appx. 438, 442  
 27 (9th Cir. 2019) (Case No. 16-16368, Dkt. 238 at 12). Because this appeal arises from the same

case as Appeal Number 16-16368 and the underlying consolidated cases, and from noncompliance with the Ninth Circuit's remand order and mandate, it should be assigned to the panel assigned to that proceeding.

The representation statement required under Federal Rule of Appellate Procedure 12(b) and Ninth Circuit Rule 3-2 is attached as Exhibit H.

Dated: August 28, 2020

Respectfully submitted,

/s/ Robert J. Bonsignore  
Robert J. Bonsignore

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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing was filed *via* CM/ECF on August 28, 2020, and as a result has been served on all counsel of record *via* transmission of Notices of Electronic Filing generated by CM/ECF.

*/s/ Robert J. Bonsignore* \_\_\_\_\_

Robert J. Bonsignore